

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2009-094271

07/17/2012

COMM. VERONICA W. BRAME

CLERK OF THE COURT
L. Hart
Deputy

IV-D ATLAS NO. 000199236701
STATE OF ARIZONA, EX REL, DES
ANNA COADY

ADAM RIETH

AND

PATRICK MCKEE

PATRICK MCKEE
3645 YATES CREEK RD
PERRY FL 32348

AG-CHILD SUPPORT-EAST VALLEY
OFFICE
FAMILY COURT SERVICES-CCC

IV-D CHILD SUPPORT MODIFICATION HEARING

Courtroom: 304 SEF

2:27 p.m. This is the time set for Hearing on Modification of Child Support arising from Respondent/Father's pro per *Petition to Modify Child Custody, Parenting Time and Child Support* filed on October 31, 2011. The Petitioner/Mother, Anna Coady (hereinafter referred to as "Mother"), is present with above-named counsel. The Respondent/Father, Patrick McKee (hereinafter referred to as "Father"), is present telephonically on his own behalf. The State is represented by Assistant Attorney General, Kathie A. Pearson.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Prior to commencement of proceedings, Anna Coady and Patrick McKee are sworn.

LET THE RECORD REFLECT that the parties met informally with the Attorney General's Office prior to the commencement of today's hearing.

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Counsel for the State advises the Court that the issue of child support was referred to this Court by Judge Norris on April 4, 2012. The issues of child custody and parenting time have been resolved.

Counsel for the State advises the Court of the positions of the parties and of the State's position and recommendations. The Court is advised that Father's current child support obligation is \$805.00 per month. Counsel for the State further advises the Court that pursuant to the Child Support Worksheets prepared by the State, Father's child support obligation would increase to \$835.00 per month, which is not a substantial or continuing change warranting modification of Father's child support obligation. The Court is advised that the parties agree that Father's child support obligation shall remain at \$805.00 per month.

Father and Mother testify that they are in agreement with the State's recommendations.

Based upon the testimony presented herein,

THE COURT FINDS that there is not a substantial or continuing change in circumstances warranting a modification of child support.

IT IS THEREFORE ORDERED affirming Father's current child support obligation of \$805.00 per month.

It is the responsibility of the party obligated to pay support/maintenance to pay the support to the following:

**Support Payment Clearinghouse
P. O. Box 52107
Phoenix, Arizona 85072-2107**

Payment should show the case number and/or ATLAS case number, the name of the party paying support, and the name of the party who will receive the payment.

WARNING: If payments are made directly to the person who is to receive the support, the payments may be considered a gift and no credit will be given towards the support obligation.

IT IS FURTHER ORDERED that at any time the Income Withholding Order is not paying the full amount of the child support obligation, Father shall pay the difference between the court-ordered child support obligation and what is paid through the Income Withholding Order directly to the Support Payment Clearinghouse.

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The Court takes judicial notice of the full agreement reached between the parties on April 4, 2012 where there has been a change in the parties' parenting time.

Petitioner has made an oral request for reimbursement of his attorney's fees in the amount of \$750.00 for counsel's appearance today, \$750.00 based Respondent/Father's pro per *Petition to Modify Child Custody, Parenting Time and Child Support* filed on October 31, 2011. Mr. Reith advises the Court that he has been attempting to work with Father, to no avail.

Father testifies that he does not agree to reimburse Mother her attorney's fees. Father testifies that there was a hearing on September 29, 2011 and default judgment was entered and after this hearing, Father filed his *Petition to Modify Child Custody, Parenting Time and Child Support*.

IT IS ORDERED that Petitioner shall submit a *China Doll* affidavit for the period of time from October 1, 2011 through April 4, 2012, within thirty (30) days from the filing date of this minute entry. The request shall briefly state the basis for which attorney's fees are being sought. For example, if the request is based upon the assertion that the other party was unreasonable, the request shall state the examples of how the other party was unreasonable. The request shall not exceed ten (10) pages. Petitioner shall include as an attachment, the minute entries pertaining to this action where counsel has made a court appearance.

Father, upon receipt of Mother's request shall have ten (10) days to file a written objection. Father's response is due no later than, September 12, 2012. The Response shall not exceed ten (10) pages.

There shall be no Reply, unless specifically requested by the Court.

Upon receipt of the above documents, Court will issue a ruling by minute entry.

2:39 p.m. Matter concludes.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.

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**PLEASE NOTE: IMPORTANT INFORMATION RE: CD/VIDEOTAPE
FEE CURRENTLY IN EFFECT**

This Courtroom uses an electronic recording system for the record. All CDs and videotapes will be provided by the Court, regardless of when the copies are made. A fee of \$20.00 will apply to all copies requested, either on the day of the hearing or for hearings recorded on an earlier date. Forms to request a recording of a proceeding are available in the Self-Service Centers and in the JAVS and FTR courtrooms.

If a party wants a court reporter to record a proceeding in this Court, a written request must be filed at least seven (7) days before the commencement of the proceedings.

A person requesting a daily copy CD or videotape must complete the appropriate request form and pay the applicable fee at the Self-Service Center. Upon payment of the appropriate fees through the Self-Service Center, a receipt will be issued which shall then be presented to Court staff for preparation of the CD or videotape in the customary manner.

A person wanting a copy of a hearing from a previous occasion must contact Ken Crenshaw at 602-506-7100.